PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Masanobu NINOMIYA et al.

Group Art Unit: 1756

Application No.: 10/659,293

Examiner:

M. Chapman

Filed:

September 11, 2003

Docket No.: 117104

For:

TONER FOR ELECTROSTATIC LATENT IMAGE DEVELOPMENT, ELECTROSTATIC LATENT IMAGE DEVELOPER, PROCESS FOR PREPARING TONER FOR ELECTROSTATIC LATENT IMAGE

DEVELOPMENT, AND IMAGE FORMING METHOD

CONFIRMATION OF TELEPHONE ELECTION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

A telephone requirement for restriction was made in connection with the above-identified patent application on April 7, 2005.

The undersigned confirms that in response to that telephone requirement, a provisional election was made to prosecute Group I, claims 1-11 and 18-20.

Said provisional election was specifically made with traverse since no basis therefor has been set forth in the written record.

Respectfully submitted,

James A. Oliff

Registration No. 27,075

Julie M. Seaman

Registration No. 51,156

JAO:JMS/jms

Date: April 11, 2005

OLIFF & BERRIDGE, PLC P.O. Box 19928 Alexandria, Virginia 22320 Telephone: (703) 836-6400